

THIS AMENDED RULE WAS APPROVED BY THE UTAH STATE BOARD OF EDUCATION AND IS SCHEDULED TO BE PUBLISHED IN THE MARCH 1, 2009 UTAH STATE BULLETIN, SUBJECT TO A 30-DAY COMMENT PERIOD, WITH A FIRST POSSIBLE EFFECTIVE DATE OF APRIL 7, 2009.

**R277. Education, Administration.**

**R277-433. Disposal of Textbooks in the Public Schools.**

**R277-433-1. Definitions.**

A. "Textbook" means any book, workbook, or materials similar in function which are required for participation in a course of instruction. The term also includes texts approved for pilot or trial use by the State Textbook Commission or books used in classes for which textbooks are generally not adopted at the state level.

B. "Useable textbooks" means a set of at least 25 textbooks, as defined above, that are not badly damaged, worn out or outdated.

C. "USOE" means the Utah State Office of Education

**R277-433-2. Authority and Purpose.**

A. This rule is authorized by [~~Article X, Section 3 of the~~] Utah Constitution, Article X, Section 3 which places general control and supervision of the public school system under the Board and by Section 53A-12-207[~~, U.C.A. 1953,~~] which requires the USOE to make rules providing for the disposal or reuse of textbooks in the public schools.

B. The purpose of this rule is to [~~facilitate~~]provide procedures for school district and charter school policies for the reuse or disposal of textbooks in the public schools.

**R277-433-3. School District and Charter School Policies on Disposal [Procedure] of Textbooks.**

A. [~~Public school districts shall notify the USOE in writing by April 1 of each year of their intent to dispose of useable textbooks~~]School districts and charter schools shall develop policies regarding the reuse or disposal of textbooks.

B. [~~The USOE shall compile and distribute to all public school districts a list of available useable textbooks by June 1 of each year.~~]School district and charter school policies shall provide procedures for notification to other school districts and charter schools of available textbooks and timelines for disposal of textbooks.

C. [~~A school district or a school that desires to obtain books from another school district shall notify the district that owns the books within four months of the publication and distribution of the books available list.~~

D. [~~School[s and school districts are responsible]~~ districts and charter school policies shall provide procedures for negotiating the exchange of the textbooks.

**~~[R277-433-4. Final Disposal of Textbooks.~~**

~~If a school district does not receive timely notice, as defined above, of another district's interest in available books, the local district may dispose of the books consistent with district policy.]~~

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**KEY: textbooks**

**Date of Enactment or Last Substantive Amendment: [~~1991~~]2009**

**Notice of Continuation: September 6, 2007**

**Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53A-12-207**